Secrt. II-27—104,008—

P.W (1951) Departm

Ms SERIES.

G.O. NO. 1744

1944

Dated 12-5-51

12-5-51

[Despatch Abstract.]

[illegible] & Madras Electricity Supply Undertakings (Ac
'ct, 1948 - Acquisition of Udini company electrical unde
Basis of compensation - Declared.

URGENT

ELECTRICITY DEPARTMENT

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From
The Chief Electrical Inspector
to Government, Post Box No.417
Chepauk, Madras 5.

To
Messrs.Udipi Electric Supply
Corporation Ltd.,
99-A, Armenian Street,
G.T.Madras.

No. 59 N/51-3 dated 25-1-1951.

Dear Sirs,

Sub:- UDIPI electrical undertaking - Taking over by Government under Madras Electricity Supply Undertakings(Acquisition) Act, 1949 and rules framed thereunder - Submission of certain particulars - Called for.

Ref:- G.O.Ms.No.237, P.W., dated 18-1-1951.

I invite reference to the above G.O. and request you to submit the following particulars in quadruplicate to this Office in connection with the acquisition of your electrical undertaking under the Madras Electricity Supply Undertakings (Acquisition) Act, 1949 and the rules framed thereunder.

(a) statement of staff particulars as per rule 7(1) of the Acquisition Rules 1950 as per the forms 'j' to 'M' printed in annexure II of the Rules.

(b) inventory of assets as per section 17(1) of the Act and in the prescribed forms as Annexure IV to the Acquisition Rules,1950.

Necessary steps may also be taken urgently for the appointment of an accredited representative in accordance with section 8(1) of the Madras Electricity Supply Undertakings (Acquisition) Act, 1949 and the fact intimated to me with a copy of the resolution of the shareholders thereto.

Yours faithfully,

M.R.Subramaniam
FOR CHIEF ELECTRICAL INSPECTOR TO
GOVERNMENT & ACQUISITION OFFICER.

RV.27.1

Copy to

Secretary to Government,
Public Works Department, Fort St.George,Madras.

Chief Operation Engineer (South),
157, Mount Road, Madras.

Superintending Engineer, Pykara Electricity System,
Coimbatore.

P.W.(9)

The Udipi licensee may be reminded on 1-4-51 for the particulars referred to at A above and in regard to the appointment of accredited representative referred to at B above. (vesting date is 1-6-51).

URGENT

ELECTRICITY DEPARTMENT
*****

From
Sri K.V.Karantha, M.A.,M.I.E.,
Chief Electrical Inspector to
Government, 157, Mount Road,
Madras 2.

To
The Secretary to Government,
Public Works Department,
Fort St.George,
MADRAS.

Letter No. 153 E/51-3 dated 26-2-1951.

Sir,

Sub:- UDIPI electrical undertaking - Acquisition by Government - Appointment of Accredited Representative

Ref:- G.O.Ms.No.237, P.W.D. dated 18th January 1951.

With reference to the above, I enclose herewith a copy of letter No.U/69/Acquisition dated 23-2-1951 from Messrs. Udipi Electric Supply Corporation Ltd.,Madras. The resolution of the shareholders dated 21-2-51 appointing Sri K.V.Subba Rao, B.E. as the accredited representative of the electrical undertaking under section 8(1) of the Acquisition Act seems to be generally in order.

YOURS FAITHFULLY,

CHIEF ELECTRICAL INSPECTOR TO GOVERNMENT and Acquisition Officer

K.V.27.2.

Encl: 1 copy of letter dated 23-2-51.

Copy to the :

Chief Operation Engineer (North)
157, Mount Road,Madras (with enclosure)

" Superintending Engineer, Mykara Electricity System with enclosure.

" " Sri K.V.Subba Rao, Managing Director and Accredited Representative of Messrs. Mecholec Engineering Co.,Ltd.,No.99/A, Armenian Street, G.T.Madras with reference to each of their letters dated 23-2-51 in regard to Salur-Parvatipur, Chicacole and Udipi electrical undertakings. The basis of compensation elected by you in regard to each of these undertakings may be intimated to this Office very early.

R.V./28.

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Copy of letter No.U/69/Acquisition dated 23-2-1951 from Messrs. Udipi Electric Supply Corporation Ltd., G.T.Madras to the Chief Electrical Inspector to Government and Acquisition Officer,Madras.

Sub:- Acquisition by Government of the Udipi electrical undertaking- Notice No.282 I/51-1 dated 18th January 1951.

This is to inform you that at the General Body Meeting held at the Registered Office of the Company on the 21st ~~Rhs~~ February 1951 a resolution has been passed by the shareholders as below:-

Resolution dt 21-2-1951.

"RESOLVED that Sri L.V.Subba Rao, B.Sc.,(Eng), A.M.I.E.E., A.M.I.E., Managing Director: The Mecholec Engineer Company Ltd.,Managing Agents of this Company be and is hereby appointed as the Accredited Representative of this company under section 8(1) of the Madras Electricity Supply Undertakings (Acquisition) Act, 1949, in connection with the acquisition by the Government of the undertaking of the Udipi Electric Supply Corporation Ltd., and he shall be paid the monthly remuneration of Rs.250/- (Rupees Two Hundred and Fifty only) as is fixed under Rule 4(1)(i) of the Madras Electricity Supply Undertakings (Acquisition) Rules 1950 made under the Act".

/True copy/

MR Subramanian
CHIEF ACCOUNTANT.

A.V.27.2.

The Udipi Electric Supply Corporation Ltd.

MANAGING AGENTS

THE MECHELEC ENGINEERING CO., LTD.

TELE { Grams: "MECHELEC"
Phone No. 3006

Head Office:
99/A, ARMENIAN ST., G. T., MADRAS.

Station..... Madras - 1,

Dated.....31st March 1951.

Ref. No. U/134/Acquisition.

The Chief Electrical Inspector to Government
& Acquisition Officer,
157, Mount Road, Madras-2.

Dear Sir:

Sub:Udipi Electrical Undertaking - Acquisition by Government.

Ref:Your letter No.151/N/51-3 dated 28-3-1951.

With reference to the above, we wish to inform you that we chose to adopt BASIS-C in respect of this Undertaking.

2 As regards the inventory of assets and other particulars, they are being prepared and they will be sent within a month, after placing the same before the Board of Directors.

Yours faithfully,
for THE UDIPI ELECTRIC SUPPLY CORPN.LTD.

ACCREDITED REPRESENTATIVE.

TKA:ABK.

c.c.The Secretary to Government,
Public Works Department,
Fort St.George, Madras.

c.c.The Chief Operation Engineer (North),
157, Mount Road, Madras-2.

BY REGD. POST
ACK. DUE.

T

P.W.(1).

Letter No. 591-9/51-2 M 10-5-51.

To

Sri K.V.Subba Rao,
Accredited Representative,
The Udipi Electric Supply Corporation Ltd.
99/A, Armenian Street, G.T., Madras.

Sir,

Sub:- Electricity - Udipi company electrical undertaking - Acquisition by Govt. - Basis of compensation - Declaration.

Ref:- Your letter No.U/134/Acquisition dated the 31st March 1951.

I am directed to state that according to section 9(1) of the Madras Electricity Supply Undertakings (Acquisition) Act, 1949, you should have intimated to the Govt. before the 21st March 1951, the basis of compensation that should be adopted for the Udipi company electrical undertaking. The declaration made in your letter cited is

2 12

therefore devoid of validity. In order to get over the difficulty, the Govt. have decided that they themselves should declare the basis of compensation chosen by you, under the powers vested in them under section 9(3) of the said Act. Accordingly orders have been issued in G.O.Ms. No. 1944 P.W. dated 12-5-51 a copy of which is sent herewith.

Y.f.

28/4/51

Copy to the Udipi Electric Supply Corporation Ltd. 99/A Armenian Street, G.T., Madras.

" C.E.I.G.

" C.E.(E)

39/12/5

pp 13-14 (G)

not put up

Dlw 2/1/5 (C)

To Sri K.V.Subba Rao,
Accredited Representative.
To the Udipi Electric Supply Corporation Ltd.
,, C.E.I.G.
,, C.E.(E)

11

11

P.W.(I).

ELECTRICITY - Madras Electricity Supply Undertakings (Acquisition) Act, 1949 - Acquisition of Udipi company electrical undertaking - Basis of compensation - Declared.

Read:- G.O.Ms. No. 237 ~~xx~~ P.W. dated 18-1-1951.

G.O.Ms. No. 1949 dated 12.5.51

In exercise of the powers conferred by section 9(3) of the Madras Electricity Supply Undertakings (Acquisition) Act, 1949 (Madras Act XLIII of 1949), H.E. the Governor of Madras hereby declares that the basis ~~of~~ under which compensation will be paid for the electrical undertaking of the Udipi Electric Supply Corporation Ltd., the licensee under the Udipi Electric Licence, 1937, shall be Basis ~~@~~ C as laid down in section 5(3) of the said Act.

28/1/51

DPK 30/5/51

C. No. 591-9/51

Sub:- Electricity - Udipi company electrical undertaking - Acquisition by Govt.

p. 1 cf
p. 3 cf

Ref:- From the C.E.I.G., No. 59 N/51-3 dt 25-1-51
do do No. 153 N/51-3 dt 26-2-51

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Udipi company electrical undertaking is included in the first batch of the undertakings according to the programme of acquisition drawn up by the Govt. In view of the bad supply position in the licensee's area, the Govt. decided to acquire this undertaking and after obtaining the approval of the Govt. of India, the proposal for the immediate acquisition of the undertaking was approved by the Govt. An order under section 4(1) of the (Acquisition) Act, declaring that the Udipi undertaking shall vest in the Govt. ~~was also~~ on 1-6-1951 was also served on the licensee in G.O. Ms. No. 237 P.W. dt 18-1-51. The licensee has received this order on 20-1-51. According to section 8 (1) of the Act, ~~the Udipi licensee~~ an accredited representative should be appointed by the licensee before 20-4-51. Accordingly Sri K.V. Subba Rao, Managing Director, has been appointed as the accredited representative at the General Body meeting held on 21-2-51. The C.E.I.G. has sent a copy of the resolution and stated that the said appointment is in order. The appointment is acceptable.

2. According to section 9(1) of the Act, the accredited representative should intimate (to the Govt.) before 21-3-51 the basis of compensation that should be adopted for the undertaking. The C.E.I.G. has already reminded the accredited representative to intimate the basis of compensation very early. The accredited representative may perhaps be reminded on 15-3-51, if necessary.

3. According to section 17(1) of the Act, the Udipi licensee should prepare and hand over a complete inventory of the assets and documents of the undertaking before 18-4-51. The licensee may perhaps be reminded for the inventory on 1-4-51, if necessary - vide K' p. 1 cf.

10/3/51

TPR
10/3/51

Papers not put up

not put up

p. 13-14 (Gr)
Partial order at p 3 (Gr)
not put up

Vide p 5 cf

p. 3-5 cf

not put up

X p 3 cf

not put up

From the Accredited Representative of the Udipi Electric Supply Corporation Ltd. Dt 31-3-1951

—

Please see the letter from the accredited representative of the Udipi undertaking at p·7 cf. The remarks of the C.E.I.G. and the C·E·(E) on this letter have not yet been received.

2. An accredited representative has been appointed by the Udipi licensee company on 21-2-51 and according to section 9(1) of the Acquisition Act, he should have intimated the basis of compensation before 21-3-1951. But he has intimated the basis in his letter Dt 31·3·51 for which no extension of time has been granted. In order to regularise this, necessary extension of time may be granted under section 9(1) of the Act or the Govt. may themselves declare under section 9(3) of the Act, the same basis as applicable to the undertaking. Legal are being consulted in a similar case relating to Chicacole undertaking as to which course to be adopted. Their remarks may be awaited. referred to in para 2 at p·7 cf.

3. As regards the inventory of assets the accredited representative has time till 18-4-51 to submit those particulars. If any further extension of time is required for the purpose, the C·E.I.G. & the C·E·(E) will no doubt recommend the same. Their recommendations may be awaited till 18-4-51.

DS
9/4/51

TP
10/4/51

With ref. to 'x' above, it may be mentioned that Legal Dept. have advised that Govt. may themselves declare the basis under section 9(3) of the Act and that necessary action is being taken accordingly in respect of the Chicacole undertaking. Similar action may be taken in respect of Udipi undertaking dealt with in this file. Necessary drafts are submitted for approval. The file may be sent to Legal for scrutiny of the draft order and to Fin. for acceptance of the draft order. (As regards the inventory etc. referred to in para 3 at p.1 ante, action is being taken separately)

DS
28/4/51

TP
30/4/51

$\frac{M}{30/4/51}$ Legal Fin

S

DS

ASSISTANT SECRETARY 7388 2-MAY 1951 LEGAL DEPARTMENT

P.W.D. M.O. No. 591-9/51-1
30-4-51

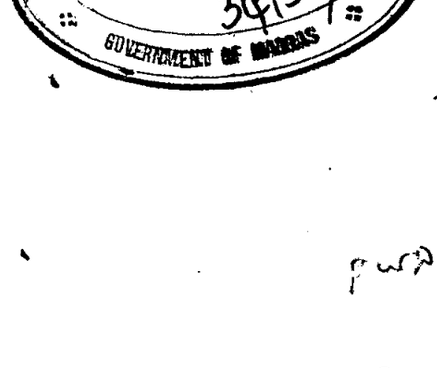
591-I/51

Legal Dept.

Draft II is in order

3/5/51 Fin

Legal W.N. 7388/51-1 3/5/51



From (P.W.R.,

The draft order below may be accepted and the file returned to P.W.D.

R/ 4-5-51 PWR

R/ 4.5.51.

P.W.D.

P.W.(1).

The proposal for consideration in this file relates to the declaration of the basis under which compensation will be paid for the Udipi company elecl. undertaking. An accredited representative for the undertaking was appointed by the licensee company on 21-2-1951 and according to section 9(1) of the Acquisition Act, the said accredited representative should have intimated to the Govt. before 21-3-1951 the basis of compensation that should be adopted for the undertaking. But he intimated the basis only in his letter dated 31-3-1951. This is devoid of validity In order to get over the difficulty it is proposed that the Govt. may themselves, under the powers vested in them under section 9(3) of the Act, declare the basis of compensation chosen by the accredited representative and that the accredited representative may be informed of the reasons for doing so. The draft order put up for the purpose has been seen by Legal and accepted by Fin.

2. The file may be circulated to H.M.(P.W.) for approval of the drafts.

8/5/51 TPK 9.5.51 7/5/51 Hon(PW) 9.5

[Letter No 591-I/51-2 dt 10-5-51 and G.O. Ms. No. 1944 dt 12-5-51]